

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q88776

Masashi OTSUKI, et al.

Appln. No.: 10/540,558

Group Art Unit: 1795

Confirmation No.: 5353

Examiner: Laura S. Weiner

Filed: June 24, 2005

For: ADDITIVE FOR NON-AQUEOUS ELECTROLYTE OF SECONDARY BATTERY
AND NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY

RESPONSE TO ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Election of Species Requirement, dated March 6, 2009. The Examiner has identified the application as containing claims directed to more than one distinct species. The Examiner believes claims 1 and 6-10 are generic.

In response to the Examiner's requirement, Applicant elects Species I for examination on which claims 1-4 and 6-10 are readable.

Applicant submits that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

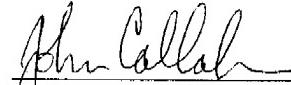
Applicant reserves the right to file a Divisional Application directed to non-elected claims.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,


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Date: April 2, 2009